

App. No. 10/009027
Office Action Dated September 24, 2004
Amd. Dated December 7, 2004

REMARKS

Reconsideration is respectfully requested in view of the above amendments and following remarks. Claim 19 has been amended. Claims 11-18, 20 and 21 have been canceled without prejudice or disclaimer. New claims 22-28 track canceled claims 12, 14-17, 20 and 21 respectively and depend either directly or indirectly from amended claim 19. No new matter has been added. Claims 19 and 22-28 are pending.

Claim rejections - 35 U.S.C. § 112

Claim 19 is rejected under 35 U.S.C. 112, first paragraph, because the specification, while enabling for the "extract" per se which has the limitation for the method of preparing the product, does not reasonably provide enablement for the expression "extract of *Alchemilla vulgaris*". Applicant respectfully traverses the rejection. Claim 19 has been amended to recite "a hydroalcoholic extract of *Alchemilla vulgaris*". Withdrawal and reconsideration is respectfully requested.

In view of the above, favorable reconsideration in the form of a notice of allowance is requested. Any questions or concerns regarding this communication can be directed to the undersigned attorney, John J. Gresens, Reg. No. 33,112, at (612)371.5265.

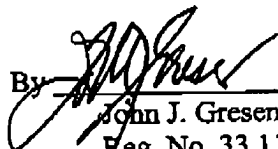
Respectfully submitted,

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Dated: December 7, 2004

JJG:mmm

By 
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